

Planning Department

25 Aupuni Street, Room 109 • Hilo, Hawaii 96720 • (808) 961-8288

Lorraine R. Inouye
Mayor

Norman K. Hayashi
Director

Tad Nagasako
Deputy Director

INTERDEPARTMENTAL MAIL

June 18, 1991

Ms. Charmaine Kamaka
Director
Department of Parks and
Recreation
25 Aupuni Street
Hilo, HI 96720

Dear Ms. Kamaka:

SPECIAL MANAGEMENT AREA (SMA) MINOR USE PERMIT NO. 91-19
Applicant: County of Hawaii-Parks and Recreation
Tax Map Key: 7-8-14:01

Upon careful review of your SMA Use Permit request, we have found that it complies with the requirements for a Minor Use Permit set forth in Rule 9.7 of the Planning Commission's Rules and Regulations Relating to Special Management Area.

Accordingly, please find enclosed an SMA Minor Use Permit No. 91-19 to allow the construction of a wheelchair ramp, concrete slab and walkway on the mauka portion of the main pavilion in order to improve accessibility for mobility-impaired persons at the County's Kahalu'u Beach Park. The subject parcel, consisting of 4.233 acres, is located on the makai side of Ali'i Drive immediately south of Keawaiki Canoe Landing and Kahalu'u Beach Lots, Tax Map Key No. 7-8-14:01.

Please note that the permit approval is also subject to the following conditions:

1. The applicant, its successors or assigns shall be responsible for complying with all conditions of approval.
2. Final Plan Approval shall be secured from the Planning Department within one year from the effective date of this permit. To assure adequate time for plan approval review and in accordance with Chapter 25-244 (Zoning Code), plans shall be submitted a minimum of forty-five days prior to the date by which plan approval must be secured.

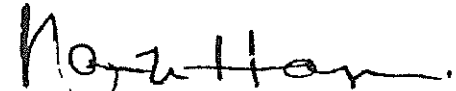
Ms. Charmaine Kamaka
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3. Construction of the proposed improvements shall commence within one year of the date of Final Plan Approval and shall be completed within one year thereafter.
4. All other applicable rules, regulations and requirements shall be complied with.
5. An extension of time for the performance of conditions within the permit may be granted by the Planning Director upon the following circumstances: a) the non-performance is the result of conditions that could not have been foreseen or are beyond the control of the applicant, successors, or assigns, and that are not the result of their fault or negligence; b) granting of the time extension would not be contrary to the General Plan or Zoning Code; c) granting of the time extension would not be contrary to the original reasons for the granting of the permit; and d) the time extension granted shall be for a period not to exceed the period originally granted for performance (i.e., a condition to be performed within one year may be extended for up to one additional year).

Further, should any of the foregoing conditions not be met or substantially complied with in a timely fashion, the Director shall initiate procedures to revoke the permit.

Should you have any questions regarding the above, please do not hesitate to contact Alice Kawaha at our office at 961-8288.

Sincerely,



NORMAN K. HAYASHI
Planning Director

AK:smo
2148D
cc: Chief Engineer
West Hawaii office (w/Enclosures)
SMA Section (w/Enclosures)

PLANNING DEPARTMENT - PLANNING COMMISSION
COUNTY OF HAWAII
Hilo, Hawaii

PERMIT NO. 91-19

SPECIAL MANAGEMENT AREA MINOR USE PERMIT


The Planning Director completed on June 17, 1991, an assessment on
the application of COUNTY OF HAWAII-
PARKS AND RECREATION for a Special
Management Area (SMA) Minor Use Permit pursuant to Section 9.7.C., Rule 9 of the
Planning Commission Rules Relating to Administrative Procedures, as amended. The
permit request is ~~for~~: to allow the construction of a wheelchair ramp, concrete
slab and walkway on the mauka portion of the main pavilion in order to improve
accessibility for mobility-impaired persons at the County's Kahalu'u Beach
Park. The subject parcel, consisting of 4.233 acres, is located on the
makai side of Ali'i Drive immediately south of Keawaiki Canoe Landing and
Kahalu'u Beach Lots, Tax Map Key No. 7-8-14:01.

As indicated on the attached report, the Director finds that the proposed
development is:

- 1) not in excess of \$65,000; and
- 2) will not significantly affect the SMA.

Therefore, with concurrence of the Chief Engineer, the Director hereby grants
to the applicant a minor use permit under the authority vested in him by
Section 9.7.C of said Rules, with the following condition(s) that:

PLEASE SEE ATTACHED CONDITIONS.


Chief Engineer, DPW


Planning Director

Attachment

SPECIAL MANAGEMENT AREA (SMA) MINOR USE PERMIT NO. 91-19
APPLICANT: COUNTY OF HAWAII-PARKS AND RECREATION
CONDITIONS

1. The applicant, its successors or assigns shall be responsible for complying with all conditions of approval.
2. Final Plan Approval shall be secured from the Planning Department within one year from the effective date of this permit. To assure adequate time for plan approval review and in accordance with Chapter 25-244 (Zoning Code), plans shall be submitted a minimum of forty-five days prior to the date by which plan approval must be secured.
3. Construction of the proposed improvements shall commence within one year of the date of Final Plan Approval and shall be completed within one year thereafter.
4. All other applicable rules, regulations and requirements shall be complied with.
5. An extension of time for the performance of conditions within the permit may be granted by the Planning Director upon the following circumstances: a) the non-performance is the result of conditions that could not have been foreseen or are beyond the control of the applicant, successors, or assigns, and that are not the result of their fault or negligence; b) granting of the time extension would not be contrary to the General Plan or Zoning Code; c) granting of the time extension would not be contrary to the original reasons for the granting of the permit; and d) the time extension granted shall be for a period not to exceed the period originally granted for performance (i.e., a condition to be performed within one year may be extended for up to one additional year).

Further, should any of the foregoing conditions not be met or substantially complied with in a timely fashion, the Director shall initiate procedures to revoke the permit.